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Sector #3
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PATENT
Docket No. 337462000600
Client Ref. BMID 9619/US

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, D.C. 20231, on August 19, 1998.

August 19, 1998

Date

Tiffany Dolmseth

Tiffany Dolmseth

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

MARK M. RICHTER *et al.*

Serial No.: 09/074,472

Filing Date: 07 May 1998

For: ASSAYS EMPLOYING
ELECTROCHEMILUMINESCENT LABELS
AND ELECTROCHEMILUMINESCENCE
QUENCHERS

Examiner: Unknown

Group Art Unit: 1623

RECEIVED
AUG 28 PAID
GROUP 1800

TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION

BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In complete response to the "Notice to File Missing Parts of Application, Filing Date Granted" mailed 26 May 1998, attached please find:

08/27/1998 MPEP/00000008 09074472

- Part 2 of "Notice to File Missing Parts of Application" Form PTO-1533 (1 page).
- Petition for Extension of Time Under 37 C.F.R. § 1.136(a) (2 pages).
- Declaration signed by the co-inventors Powell and Belisle (1 page).
- Petition Under 37 C.F.R. § 1.47(a) (3 pages).
- Declaration of Wilhelmus J. Wytenburg (4 pages) with Exhibits 1-7 (12 pages)
- Prosecution by Assignee and Power of Attorney Under 37 C.F.R. § 3.71 (2 pages).
- Certificate Under 37 C.F.R. § 3.73(b) (1 page).
- Check for \$1336.00 (for surcharge, \$130, filing fee, \$966, ext. time, \$110, petition, \$130)
- Return Receipt Postcard.

The filing fee has been calculated as follows:

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS	28 - 20 =	8	x \$22.00	\$176.00
INDEPENDENT CLAIMS	1 - 3 =	0	x \$82.00	\$0
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$260.00	\$0
			BASIC FEE	\$790.00
SURCHARGE FOR FILING MISSING PARTS				\$130.00
				TOTAL OF ABOVE CALCULATIONS =
Fee Under 37 C.F.R. § 1.17(a) for Petition for Extension of Time Under 37 C.F.R. § 1.136(a)				\$110.00
Fee Under 37 C.F.R. § 1.17(h) for Petition Under 37 C.F.R. § 1.47(b)				\$130.00
				TOTAL =
				\$1336.00

A check in the amount of \$1336.00 is enclosed.

The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16, 1.17 or 1.21 that may be required by this transmittal, or to credit any overpayment, to Deposit Account No. 03-1952 referencing docket no. 337462000600

Dated: August 18, 1998

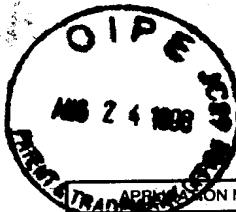
Respectfully submitted,

By:


Gladys H. Monroy
Registration No. 32,430

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GROUP 1800

Morrison & Foerster LLP
755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: (650) 813-5711
Facsimile: (650) 494-0792



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NO./TITLE

037462000600

05/07/98 RICHTER

M 337462000600

GLADYS H MONROY
MORRISON & FOERSTER
755 PAGE MILL ROAD
PALO ALTO CA 94304-1018

0362/0526

NOT ASSIGNED

1623

DATE MAILED:

05/26/98

NOTICE TO FILE MISSING PARTS OF APPLICATION

Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$100.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a small entity (statement filed) non-small entity is \$ 1096.00.

1. The statutory basic filing fee is:

missing.
 insufficient.

Applicant must submit \$ 790.00 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ 1710.00, including any multiple dependent claim fees, are required.

\$ for independent claims over 3.

\$ 1710.00 for 8 dependent claims over 20.

\$ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

is missing or unexecuted.
 does not cover the newly submitted items.
 does not identify the application to which it applies.
 does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Missing Pt - Ld

RLL

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

7/26/98



#5

PATENT
Docket No. 337462000600
Client Ref. BMID 9619/US

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QUENCHERS

Examiner: Unknown

Group Art Unit: 1623

**PETITION FOR EXTENSION OF TIME
UNDER 37 C.F.R. § 1.136(a)**

BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicants petition the Assistant Commissioner for Patents under 37 C.F.R. § 1.136(a), to extend the time for response to the "Notice to File Missing Parts of Application, Filing Date Granted" which was mailed 26 May 1998 by one month. This extension will extend the time the response is due from 26 July 1998 to 26 August 1998.

A one month extension is requested.

The requisite fee under 37 C.F.R. § 1.17(a) is \$110.00 and is filed herewith.

The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this petition, or to credit any overpayment to **Deposit Account No. 03-1952 referencing docket no. 337462000600.**

Dated: August 18, 1998

Respectfully submitted,

By:


Gladys H. Monroy
Registration No. 32,430

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